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SIPDIS
BOGOTA FOR ARI NATHAN

E.O. 12958: N/A
TAGS: [ETTC](#) [KOMCCO](#) [CO](#)
SUBJECT: BLUE LANTERN LEVEL 3: POST-SHIPMENT END-USE CHECK
ON LICENSE 050038152

REF: 2006 BLUE LANTERN GUIDEBOOK

¶1. This is an Action Request. See paragraphs 2-4.

¶2. The Department's Office of Defense Trade Controls Compliance (PM/DTCC) requests post's assistance in conducting a post-shipment check on license 050038152 for the export of night vision devices (NVDs) to Colombia. Post is requested to complete this Blue Lantern check within 45 days. Lack of response to a Blue Lantern check will affect pending and future licenses involving parties to this license.

¶3. Reason for request: Due to the sensitivity of the equipment and the potential for their diversion or misuse, the Department of State and the Department of Defense have policies of carefully scrutinizing NVD export licenses and taking steps to ensure proper end-use. Provisos attached to these licenses obligate the end-user to secure the NVDs from loss, theft, or unauthorized access, and to perform routine inventory checks by serial number. These records are to be made available for review upon US Government request. Post is requested to make appropriate inquiries to confirm continued possession by the Colombian Ministry of Defense of the NVDs, to determine the serial numbers of the NVDs, and to verify that all NVDs are secure and being used only for the purpose stated on the license. Department requests that post conduct a site visit, if possible, in order to gather and verify this information. If a site visit is not possible, please obtain official written confirmation of receipt and possession and inform PM/DTCC case officer.

¶4. For background, the following details of the license in question are provided:

DTC Case: 050038152

QUANTITY/COMMODITY:

174 AN/PVS 14 Night Vision Monoculars, Gen III with standard accessories, FOM not to exceed 1250

License Value: USD 692,520.00

COMMENT: According to U.S. Customs data, these NVDs were exported to Colombia on the following dates:
57 units (\$233,643.00) on 28 August 2007
117 units (\$465,660.00) on 20 November 2007
END COMMENT

SELLER:

Nightline, Inc.
10705 SW 104 St

Miami, FL 33176

Company contact: Cris Bartolomeo, tel.: 423-727-5900

FOREIGN CONSIGNEE:

Ministerio de Defensa Nacional
Fonddelibertad Batallon de Abastecimiento Deposito Habilitado
Calle 103 Carrera 11B
Bogota
Colombia

FOREIGN END-USER:

Ministerio de Defensa Nacional
Fonddelibertad Batallon de Abastecimiento Deposito Habilitado
Calle 103 Carrera 11B
Bogota
Colombia

PURPOSE:

Will be used by Fondelibertad for counter narcotics operations, antiterrorist and kidnapping prevention operations

¶5. Submitted in support of the license application were the following documents (PM/DTCC can fax documentation to post upon request):

--Contract (Contrato de Compraventa) No. 108/06 RO-MDN-FONDEL between the Colombian MOD and Nightline, Inc., signed by Juan Manuel Santos C., Ministro de Defensa Nacional, and by Carlos Fidel Fajardo Castillo, Representante legal IMDICOL Ltda, Apoderado de Nightline, Inc., signed 21 November 2006

--End User Certification Form from the Colombian Ministry of Defense, contract/purchase order 108/06 RO-MDN-FONDELIBERTAD, signed by Ricardo Cadena Ronderos, Director, Fondelidertad, undated

--Nontransfer and Use Certificate (Form DSP-83), signed by Ricardo Cadena Ronderos, Director, Fondelidertad, dated 6 March 2007

--Technical specifications

¶6. Please slug reply for PM/DTCC - BLUE LANTERN COORDINATOR and include the words "Blue Lantern" and the case number in the subject line. PM/DTCC can fax documentation to post upon request. POC is Tim Mazzarelli, Phone: 202-663-3867; Email: MazzarelliTP@state.gov; SIPRNET: MazzarelliTP@state.sgov.gov. The Blue Lantern Guidebook (ref) is available as a PDF file in the Bunche Library's E-Book Collection on the DOS Intranet: <http://buncheelectroniclibrary.state.gov/ebooks/BlueLanternGuidebook2006%20final.pdf>

¶7. Department is grateful for post's assistance in this matter.
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